PATENT

Atty. Docket No.: 2500 DIV 2 CON 2 DIV 3 CON 6

(203-3515 DIV 2 CON 2 DIV 3 CON6)

MAR 0 8 2007 W

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Peter M. Bonutti

Examiner: Matthew John Kasztejna

Serial No.:

10/743,125

Group:

Art Unit: 3739

Filed:

December 22, 2003

Dated:

March 5, 2007

OTHER THAN

For:

FLUID OPERATED RETRACTORS

Mail Stop: Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL FORM

Sir:

Transmitted herewith is an amendment in the above-identified application.

- [] Small entity status of this application under 37 C.F.R. § 1.9 and 1.27 has been established by a verified statement previously submitted.
- [] A verified statement to establish small entity under 37 C.F.R. § 1.9 and 1.27 is enclosed.
- [X] No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2)	(Col. 3)	SMALL ENTITY			SMALL ENTITY	
			HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT.	OR	RATE	ADDIT. FEE
TOTAL	*9	MINUS	** 20	= 0	X 25	\$	Х	50	\$0
INDEP.	* 2	MINUS	** 3	= 0	X 100	\$	X	200	\$0
$\hfill \square$ FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					X 180	\$	X	360	\$ 0
				ADDIT. F	TOTAL	\$ -0-	OR T	OTAL	\$0

^{*} If the entry in Co. 1 is less than entry in Col. 2, write "0" in Col. 3.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on date below.

Dated: March 5, 2007

Dana A. Brussel

^{**} If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20".

^{**} If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate

The Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

- [] Flease charge Deposit Account No. <u>21-0550</u> in the amount of \$___. Two (2) copies of this sheet are enclosed.
- [] A check in the amount of \$___ is enclosed.
- [X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. § 1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. <u>21-0550</u>. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. <u>21-0550</u> therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,

Dana A. Brussel, Esq.

Reg. No. 45,717

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DOCKET NO.: <u>2500 DIV2 CON2 DIV3 CON 6</u> (203-3515 DIV2 CON2 DIV3 CON 6)

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FLUID OPERATED RETRACTORS

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

AMENDMENT

Dear Sir:

In response to the Office Action dated December 5, 2006, please amend the aboveidentified application as follows:

Amendments to the claims begin on page 2 of this paper.

Remarks begin on page 4 of this paper.

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Dana ABrusel